

STATE OF CALIFORNIA  
THE RESOURCES AGENCY  
THE RECLAMATION BOARD

**RESOLUTION NO. 06-01**

SACRAMENTO RIVER BANK PROTECTION PROJECT,  
SACRAMENTO RIVER MILE (RM) 56.7 LEFT AND SACRAMENTO POCKET AREA  
EROSION SITES ON THE SACRAMENTO RIVER (EAST LEVEE) AT RM 53.1L,  
RM 52.4L, RM 51.5L, RM 50.8L, RM 50.4L, RM50.2L, RM 49.9L, AND RM 49.6L ON  
THE SACRAMENTO RIVER

WHEREAS, The Reclamation Board (Board) and the U.S. Army Corps of Engineers (Corps) entered into a Local Cooperation Agreement (LCA) for the construction of the Separable Elements 38B, 40, and 42 of the Sacramento River Bank Protection Project (SRBPP) on December 6, 1988 (A copy of the LCA is included as Exhibit 1.); and

WHEREAS, the Board is the nonfederal sponsor of the SRBPP; and

WHEREAS, the Board's obligations are set forth in the LCA; and

WHEREAS, the Corps investigated the conditions of the levees in the City of Sacramento and concluded that bank protection work is needed at the following nine sites: RM 56.7L, RM 53.1L, RM 52.4L, RM 51.5L, RM 50.8L, RM 50.4L, RM50.2L, RM 49.9L, AND RM 49.6L; and

WHEREAS, the Board and the Corps agreed to perform bank protection work at the aforementioned nine sites (hereinafter called the Project) under the December 6, 1988 LCA; and

WHEREAS, the Sacramento Area Flood Control Agency (SAFCA) agreed to operate, maintain, repair, replace, and rehabilitate the Project upon its completion and to hold and save the government, the State, and the Board free from all claims and damages arising from the construction, operation, maintenance, repair, replacement, and rehabilitation of the Project; and

WHEREAS, SAFCA and Board have negotiated an agreement for SAFCA to perform the operation and maintenance obligation of the Project (hereinafter referred to as an O&M Agreement, included as Exhibit 2); and

WHEREAS, SAFCA has delegated the authority to its Executive Director to sign this O&M Agreement (Exhibit 3); and

WHEREAS, on December 22, 2005, Stein Buer, Executive Director of SAFCA signed the O&M Agreement.

NOW, THEREFORE, BE IT RESOLVED, that The Reclamation Board authorizes the President or the Secretary of the Board to sign the Operation and Maintenance Agreement between the Board and SAFCA for the SRBPP on the Sacramento River.

Dated: \_\_\_\_\_

By: \_\_\_\_\_  
Ben Carter  
President

By: \_\_\_\_\_  
Teri Rie  
Secretary

Approved as to Legal Form  
And Sufficiency

\_\_\_\_\_  
Scott Morgan  
Counsel